

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator  
L. Carol Edmonds, Deputy County Administrator

DATE: May 28, 2013

**SUBJECT: AGENDA REPORT**

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**I. CALL TO ORDER**

**II. INTO CLOSED MEETING**

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body

**1. Elliston-Lafayette Industrial Park**

(1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. AFD Advisory Committee
2. Parks and Recreation Commission

**III. OUT OF CLOSED MEETING**

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

**IV. CERTIFICATION OF CLOSED MEETING**

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

**V. INVOCATION**

**VI. PLEDGE OF ALLEGIANCE**

**VII. PRESENTATION**

- A. **Resolution of Recognition – Donald D. Todora, Public Service Authority**  
The Board of Supervisors will present a Resolution of Recognition to Donald D. Todora, who was named the 2012 Virginia Rural Water Association (VRWA) Water System Operator of the Year.

**VIII. DELEGATION**

- A. **Blacksburg Children's Museum**  
Janine Kniola will make a presentation on plans for a Children's Museum in Blacksburg.
- B. **Virginia Cooperative Extension**  
Michelle Dickerson, 4-H Agent, will present Montgomery County's Cooperative Extension Quarterly Report and will introduce Kelli Scott, Montgomery County's Agriculture Agent.

## **IX. PUBLIC HEARINGS**

### **A. SUBJECT: BOARD OF SUPERVISORS**

The following public hearing was advertised pursuant to law in the “BURGS” Section of the Roanoke Times on April 25, May 2, and May 9, 2013:

#### **1. Rezoning Request – Curtis W. & Deborah R. Goad**

**Request by Curtis W. & Deborah R. Goad (Agent: Connie Hale) to rezone approximately 0.41 acres from Agricultural (A-1) to General Business (GB), with possible proffered conditions, to allow a restaurant.** The property is located at 4040 Riner Road; identified as Tax Parcel No. 119A-A-27, (Account No. 007248) in the Riner Magisterial District (District D). The property currently lies in an area designated as Village Expansion in the 2025 Comprehensive Plan and further described as Mixed Use within the Riner Village Plan. See TAB A .

The following public hearing was advertised pursuant to law in the “BURGS” Section of the Roanoke Times on May 19, 2013:

#### **2. Disposal of County Owned Property**

**The Board of Supervisors’ intent to dispose of the following County owned property:**

**A .375 acre parcel located adjacent to N. Franklin Street (460 Business), north of County Drive, Tax Map # 406-A-23, Parcel ID# 180236. See TAB B .**

## **X. PUBLIC ADDRESS**

## **XI. ADDENDUM**

## **XII. CONSENT AGENDA**

### **XIII. NEW BUSINESS**

#### **A. SUBJECT: JOINT LAW ENFORCEMENT MUTUAL AID AGREEMENT**

##### **R-FY-13-**

#### **RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A JOINT LAW ENFORCEMENT MUTUAL AID AGREEMENT BETWEEN THE COUNTY OF MONTGOMERY, VIRGINIA AND THE CITY OF RADFORD, VIRGINIA; THE COUNTY OF PULASKI, VIRGINIA; THE TOWN OF BLACKSBURG, VIRGINIA; THE TOWN OF CHRISTIANSBURG, VIRGINIA; THE TOWN OF DUBLIN, VIRGINIA; THE TOWN OF PULASKI, VIRGINIA; THE SHERIFF OF THE COUNTY OF MONTGOMERY, VIRGINIA; THE SHERIFF OF THE COUNTY OF PULASKI, VIRGINIA; THE SHERIFF OF THE CITY OF RADFORD, VIRGINIA; RADFORD UNIVERSITY AND VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY**

WHEREAS, Section 15.2-1736 of the 1950 Code of Virginia, as amended, authorizing governing bodies of localities to enter into mutual aid agreements with other governing bodies, sheriffs, state supported public institutions of higher education in the Commonwealth of Virginia, with separate police forces appointed pursuant to Section 23-233 of the 1950 Code of Virginia, as amended, or any combination thereof, for the use of their joint law enforcement forces and personnel, both regular and auxiliary, and their equipment and materials, to maintain peace and good order in the furnishing of law enforcement services; and

WHEREAS, The governing bodies of the County of Montgomery, Virginia, the City of Radford, Virginia; the County of Pulaski, Virginia; the Town of Blacksburg, Virginia; the Town of Christiansburg, Virginia; the Town of Dublin, Virginia; the Town of Pulaski, Virginia; the Sheriff of the County of Montgomery, Virginia; the Sheriff of the County of Pulaski, Virginia; the Sheriff of the City of Radford, Virginia; Radford University and Virginia Polytechnic Institute and State University have determined that the provision of law enforcement aid across jurisdictional lines for use of their joint law enforcement services and their law enforcement personnel, equipment and materials for their mutual protection and defense and the maintenance of peace and good order, pursuant to Section 15.2-1736 of the 1950 Code of Virginia, as amended, will increase their ability to preserve the safety and welfare of the entire area; and

WHEREAS, It is deemed to be mutually beneficial and in the best interest of the public and the Citizens of Montgomery County for the County of Montgomery, Virginia to enter into a Joint Law Enforcement Mutual Aid Agreement concerning mutual aid and cooperation with regard to law enforcement with certain surrounding localities, sheriffs offices and public institutions of higher education.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby approves the Joint Law Enforcement Mutual Aid Agreement dated the \_\_\_\_ day of \_\_\_\_\_, 2013, by and between the County of Montgomery, Virginia; the City of Radford, Virginia; the County of Pulaski, Virginia; the Town of Blacksburg, Virginia; the Town of Christiansburg, Virginia; the Town of Dublin, Virginia; the Town of Pulaski, Virginia; the Sheriff of the County of Montgomery, Virginia; the Sheriff of the County of Pulaski, Virginia; the Sheriff of the City of Radford, Virginia; Radford University and Virginia Polytechnic Institute and State University with the Joint Mutual Aid Law Enforcement Agreement being incorporated hereby by reference and made a part hereof.

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby authorizes F. Craig Meadows, County Administrator, to execute the Agreement on behalf of the County of Montgomery, Virginia.

ISSUE/PURPOSE: Enter into a Joint Law Enforcement Mutual Aid Agreement.

JUSTIFICATION: The following localities have deemed it to be in the best interest of their citizens to enter into a Joint Law Enforcement Mutual Aid Agreement: County of Montgomery, Virginia; the City of Radford, Virginia; the County of Pulaski, Virginia; the Town of Blacksburg, Virginia; the Town of Christiansburg, Virginia; the Town of Dublin, Virginia; the Town of Pulaski, Virginia; the Sheriff of the County of Montgomery, Virginia; the Sheriff of the County of Pulaski, Virginia; the Sheriff of the City of Radford, Virginia; Radford University and Virginia Polytechnic Institute and State University. See TAB E for a copy of the Joint Law Enforcement Mutual Aid Agreement.

**B. SUBJECT: APPROPRIATION – LEASED OFFICE SPACE**

**A-FY-13-  
APPROPRIATION TO GENERAL SERVICES  
FOR LEASED OFFICE SPACE**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2013, for the function and in the amount as follows:

400	General Services	\$77,355
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The source of funds for the foregoing appropriation is as follows:

451203	Undesignated Fund Balance	\$77,355
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Said resolution appropriates funds from undesignated fund balance to cover 12 months of the cost for leasing office space for the Magistrate Office and the Reassessment project.

ISSUE/PURPOSE: Appropriation for rental payments for the Magistrate and Reassessment offices.

**JUSTIFICATION:** This resolution appropriates \$77,355 from undesignated fund balance to cover 12 months of the cost to lease space to house the Magistrate's Office and the Reassessment project. The Magistrate's Office is currently located in the old Annex Building next to the Sheriff's Office. The building is no longer suitable for their office space. For the past two reassessment cycles, space was available in Building C of the Government Center to house the project; however, this space is now occupied by Montgomery County Public Schools. These monies provide funding to cover the cost of leasing space for these offices.

## XIV. INTO WORK SESSION

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

- ## 1. “Watch for Children” Sign Policy ( TAB F )

## XV. OUT OF WORK SESSION

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

## XVI. COUNTY ATTORNEY'S REPORT

## XVII. COUNTY ADMINISTRATOR'S REPORT

## **XVIII. BOARD MEMBERS' REPORT**

1. Supervisor Gabriele
2. Supervisor Creed
3. Supervisor Perkins
4. Supervisor Brown
5. Supervisor Biggs
6. Supervisor Tuck
7. Supervisor Politis

## **XIX. OTHER BUSINESS**

## **XX. ADJOURNMENT**

### **FUTURE MEETINGS**

Regular Meeting  
Monday, June 10, 2013  
6:00 p.m. – Closed Meeting Items  
7:00 p.m. Regular Agenda

Adjourned Meeting  
Monday, June 24, 2013  
6:00 p.m. – Closed Meeting Items  
7:00 p.m. Regular Agenda

Regular Meeting  
Monday, July 8, 2013  
6:00 p.m. – Closed Meeting Items  
7:00 p.m. Regular Agenda

Adjourned Meeting  
Monday, July 22, 2013  
6:00 p.m. – Closed Meeting Items  
7:00 p.m. Regular Agenda